



Paper No. 32

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OFFICE OF PETITIONS

In re Application of	:	
Schmidt	:	DECISION ON PETITION
Application No. 09/295,302	:	
Filed: April 21, 1999	:	
Attorney Docket No. 109572-00101	:	
For: AGENT FOR THE MANUFACTURE OF	:	
BIOLOGICAL PARTS	:	

This is a decision on the petition under 37 CFR § 1.137(b), filed May 23, 2003 to revive the above-identified application.

This application became abandoned for failure to properly reply to the final Office action, mailed June 28, 2002. Petitioner obtained a one month extension of time and submitted an amendment after final on October 3, 2002. The amendment after final failed to place the application in *prima facie* condition for allowance. This application became abandoned on October 29, 2002. The filing of the instant petition precedes the mailing of A Notice of Abandonment.

The amendment filed with the instant petition places the application in *prima facie* condition for allowance. Petitioner has provided a proper reply, the petition fee, and an acceptable statement of the unintentional nature of the delay in responding to the June 28, 2002 final Office action.

The petition to revive under 37 CFR §1.137(b) is **granted**.

The application file does not indicate a change of address has been filed in this case, although the address given on the petition differs from the address of record. A change of address should be filed in this case in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address noted on the petition. However, until otherwise instructed, all future correspondence regarding this application will be mailed solely to the address of record.

After the mailing of this decision, the application will be returned to Technology Center AU 1653.

Telephone inquiries may be directed to the undersigned at (571) 272-3230.

A handwritten signature in cursive script, reading "E. Shirene Willis".

E. Shirene Willis
Petitions Attorney
Office of Petitions

cc: BRIAN C. JONES
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